

RESOLUTION NO. 06-416

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, KING COUNTY, WASHINGTON AUTHORIZING THE MAYOR TO EXECUTE THE FIRST ADDENDUM TO FRONTAGE IMPROVEMENT AGREEMENT BETWEEN THE CITY AND HYONG THI NGUYEN

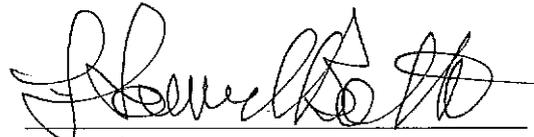
WHEREAS, The parties entered into an Agreement entitled "Frontage Improvement Deferment Agreement" dated this 18th day of December, 2003 and recorded under King County recording number 20031219002519 ("Agreement"); and

WHEREAS, Pursuant to Agreement paragraph 5, the Property Owner was given three (3) years to construct the improvements in the Agreement; and

WHEREAS, The Property Owner has requested a one year extension in order to complete the improvements and the City has indicated it would approve the same, provided a new performance bond or letter of credit was posted equal to one hundred fifty percent (150%) of the City's Engineer's estimate of the cost of the improvements for construction in 2007; now, therefore

BE IT RESOLVED that the Mayor is hereby authorized to execute the First Addendum to the Frontage Improvement Agreement, substantially in the form attached hereto as Exhibit 1 and by reference incorporated herein.

ADOPTED by the City Council at an open public meeting held on the 21st day of December, 2006.



Howard Botts, Mayor

Attest:



Brenda L. Streepy, City Clerk